

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY  D.C.

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W.D. OF TN, MEMPHIS

UNITED STATES OF AMERICA,

Plaintiff,

VS.

CR. NO. 04-20469-B

LEVOND MABONE,

Defendant.

ORDER ON CONTINUANCE AND SPECIFYING PERIOD OF EXCLUDABLE DELAY
AND SETTING

This cause came on for a report date on August 29, 2005. At that time counsel for the government requested a continuance of the September 6, 2005 trial date due to the defendant's fugitive status.

The Court granted the request and reset the trial date to November 7, 2005 with a report date of Monday, October 31, 2005, at 10:00 a.m., in Courtroom 1, 11th Floor of the Federal Building, Memphis, TN.

The period from September 16, 2005 through November 18, 2005 is excludable under 18 U.S.C. § 3161(h)(1)(A) and (B) because the defendant is either absent or unavailable and her presence cannot be determined or obtained by due diligence.

IT IS SO ORDERED this 7th day of September, 2005.


J. DANIEL BREEN
UNITED STATES DISTRICT JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 53 in case 2:04-CR-20469 was distributed by fax, mail, or direct printing on September 8, 2005 to the parties listed.

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Honorable J. Breen
US DISTRICT COURT